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STIPULATION AND [PROPOSED] ORDER TO MODIFY CLAIM CONSTRUCTION SCHEDULE (2:18-cv-00321-JLR) - 1

The Honorable James L. Robart

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT SEATTLE

Plaintiffs,

No. 2:18-cv-00321-JLR

Microsoft Corporation,

SRC Labs, LLC, et al.,

v.

Defendant.

STIPULATED MOTION AND [PROPOSED] ORDER TO MODIFY CLAIM CONSTRUCTION SCHEDULE

NOTE ON MOTION CALENDAR: OCTOBER 22, 2018

Plaintiffs SRC Labs, LLC & Saint Regis Mohawk Tribe (collectively, "Plaintiffs") and Defendant Microsoft Corporation ("Microsoft") submit this stipulation to request the following modification to the Court's Order Setting the Claim Construction Schedule entered on August 30, 2018 (Dkt. No. 94) (the "Order"), which was previously modified by the Stipulation and Order to Modify Claim Construction Schedule entered on August 31, 2018 (Dkt. No. 112).

| Event | Current Deadline | Modified Deadline |
|--|------------------|-------------------|
| Joint claim chart and Prehearing Statement | 10/24/18 | 10/31/18 |

Good cause exists for this extension because the parties need additional time to obtain and cite to the transcripts of the parties' experts that were deposed on October 17th-20th. The

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1 proposed modifications do not change the date of the Markman hearing and will not require 2 modifying any other deadlines set forth in the Court's Orders. 3 Stipulated and agreet to this 22nd day of October, 2018. 4 CALFO EAKES & OSTROVSKY PLLC KELLER ROHRBACK L.L.P. 5 By /s/Mark A. Griffin By: /s/ Patty A. Eakes 6 Mark A. Griffin, WSBA #16296 Patty A. Eakes, WSBA #18888 mgriffin@kellerrohrback.com pattye@calfoeakes.com 7 Karin B. Swope, WSBA #24015 Emily D. Powell, WSBA #49351 kswope@kellerrohrback.com emilyp@calfoeakes.com 8 1201 Third Avenue, Suite 3200 1301 Second Avenue, Suite 2800 Seattle, WA 98101 9 Phone: (206) 623-1900 Seattle, WA 98101 Fax: (206) 623-3384 Phone: (206) 407-2200 10 SHORE CHAN DEPUMPO LLP David E. Killough, WSBA #40185 11 Michael W. Shore (Pro Hac Vice) davkill@microsoft.com mshore@shorechan.com 1 Microsoft Way 12 Alfonso G. Chan (Pro Hac Vice) Redmond, WA 98052 achan@shorechan.com 13 Christopher Evans (Pro Hac Vice) Phone: (425) 703-8865 cevans@shorechan.com 14 Ari B. Rafilson (Pro Hac Vice) Richard A. Cederoth (Pro Hac Vice) arafilson@shorechan.com rcederoth@sidley.com 15 Paul T. Beeler (Pro Hac Vice) Nathaniel C. Love (Pro Hac Vice) pbeeler@shorechan.com nlove@sidley.com 16 901 Main Street, Suite 3300 SIDLEY AUSTIN LLP Dallas, TX 75202 17 Phone: (214) 593-9110 One South Dearborn Street Fax: (214) 593-9111 Chicago, IL 60603 18 Phone: (312) 853-7000 Attorneys for Plaintiffs SRC Labs, LLC & 19 Saint Regis Mohawk Tribe Scott M. Border (Pro Hac Vice) 20 sborder@sidley.com Joseph A. Micallef (Pro Hac Vice) 21 jmicallef@sidley.com SIDLEY AUSTIN LLP 22 1501 K St. NW, Suite 600 Washington, DC 20005 23 Phone: (202) 736-8000 24 Attorneys for Defendant Microsoft Corporation. 25 26

STIPULATION AND [PROPOSED] ORDER TO MODIFY CLAIM CONSTRUCTION SCHEDULE (2:18-cv-00321-JLR) - 2

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[PROPOSED] ORDER

This matter is before the Court on the parties' Stipulated Motion To Modify Claim Construction Schedule. The Court, having considered this matter and the record in this case, ORDERS as follows:

The Stipulated Motion is GRANTED in its entirety.

IT IS HEREBY ORDERED THAT the claim construction deadlines are modified as follows.

| Event | Current Deadline | Modified Deadline |
|----------------------------------|------------------|-------------------|
| Joint claim chart and Prehearing | 10/24/18 | 10/31/18 |
| Statement | | |

RD

SO ORDERED this 23 day of October, 2018

THE HONORABLE JAMES L. ROBART UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of October, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

<u>s/Mark A. Griffin</u> Mark A. Griffin, WSBA #16296

STIPULATION AND [PROPOSED] ORDER TO MODIFY CLAIM CONSTRUCTION SCHEDULE (2:18-cv-00321-JLR) - 4

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